

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

LUTHER GLENN,)	
)	
Petitioner,)	Civil Action No. 06 – 513
)	
v.)	Chief Magistrate Judge Lisa Pupo Lenihan
)	
SUPT. JAMES WYNDER; DISTRICT)	
ATTORNEY FOR THE COUNTY OF)	
ALLEGHENY; and the ATTORNEY)	
GENERAL FOR THE STATE OF)	
PENNSYLVANIA,)	
)	
Respondents.		

ORDER

Upon consideration of Petitioner’s claims presented in his amended petition for writ of habeas corpus (ECF No. 52), it is hereby **ORDERED** that Respondents shall, within thirty (30) days of the date of this Order, submit a Supplemental Answer specifically addressing the applicability of Martinez v. Ryan, __ U.S. __, 132 S. Ct. 1309 (2012)¹ to Claims 2 (B), 6 (F), 8 (H), and 9 (I) in the amended petition. Petitioner shall file a Reply to the Supplemental Answer within fourteen (14) days from the date the Supplemental Answer is filed.

Dated: July 5, 2012



Lisa Pupo Lenihan
Chief United States Magistrate Judge

¹ In Martinez, the Supreme Court held for the first time that in states like Pennsylvania, where state law requires that claims of ineffective assistance of trial counsel be raised in an initial-review collateral proceeding, a petitioner may establish “cause” sufficient to overcome a procedural default of a claim if “appointed counsel in the initial-review collateral proceeding, where the claim should have been raised, was ineffective under the standards of Strickland v. Washington, 466 U.S. 668 (1984).” Martinez, 132 S. Ct. at 1318.